

Message Text

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12

ACTION DLOS-04

INFO OCT-01 IO-13 ISO-00 AF-06 ARA-06 EA-07 EUR-12 NEA-10

OIC-02 FEA-01 ACDA-07 AGR-05 AID-05 CEA-01 CEQ-01

CG-00 CIAE-00 CIEP-01 COME-00 DODE-00 DOTE-00 EB-07

EPA-01 ERDA-05 FMC-01 TRSE-00 H-02 INR-07 INT-05

JUSE-00 L-03 NSAE-00 NSC-05 NSF-01 OES-06 OMB-01

PA-01 PM-04 PRS-01 SP-02 SS-15 USIA-06 SAL-01 /156 W

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C O N F I D E N T I A L USUN 1608

FROM: USDEL LOS

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS: MARINE SCIENTIFIC RESEARCH - BRENNAN GROUP

1. AMB. KEITH BRENNAN OF AUSTRALIA ON A PERSONAL INITIATIVE WITH MEXICAN REP (ROZENTAL) CALLED A MEETING OF KEY COUNTRIES TO DISCUSS POSSIBLE CREATION OF A SMALL GROUP IN WHICH TO UNDERTAKE NEGOTIATIONS ON MARINE SCIENTIFIC RESEARCH (MSR). SINCE METTERNICH, CHAIRMAN OF THE INFORMAL MEETINGS OF COMMITTEE III ON MSR HAD SCHEDULED A SIMILAR MEETING LATER IN THE WEEK, NO DECISION WAS TAKEN AT INITIAL MEETING. AT METTERNICH MEETING, THE POSITION WAS TAKEN THAT THE SUCCESS OF A SMALL GROUP REQUIRED THAT IT BE CLOSED AND IF METTERNICH WAS CHAIRMAN MEETINGS WOULD HAVE TO BE OPEN-ENDED. METTERNICH AGREED THAT BRENNAN SHOULD CONTINUE HIS INITIATIVE.

2. COMPOSITION OF BRENNAN GROUP IS AS FOLLOWS: AUSTRALIA, BRAZIL, CANADA, COLOMBIA, EGYPT, GERMANY,-FR & GD, INDIA, CONFIDENTIAL

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JAPAN, KENYA, MEXICO, NETHERLANDS, NIGERIA, NORWAY, PAKISTAN,

PERU, TANZANIA, U.S., USSR AND VENEZUELA

3. AT INITIAL SUBSTANTIVE MEETING, USSR SUGGESTED A COM-PROMISE ALONG THE LINES OF THE EVENSEN TEXT. THE U.S. SET FORTH A PROPOSAL FOLLOWING THE LINES OF THE KISSINGER SPEECH. KENYA EXPRESSED DIFFICULTY IN ACCEPTING EVENSEN TEXT SINCE IT WAS BASED ON AN ARTIFICIAL DISTINCTION. EGYPT AND PAKISTAN CONCURRED WITH THIS VIEW. MEXICO IN A LENGTHY INTERVENTION EXPLAINED THE PROTECTION FOR COASTAL STATES' RIGHTS IN THE EVENSEN TEXT AND THE MEXICAN AMENDMENT WHICH WOULD REQUIRE EXPERT CONCILIATION BUT WOULD LEAVE THE RESIDUAL RIGHT IN THE COASTAL STATE TO REFUSE THE RESEARCH IF THE CONCILIATION PROCEDURES WERE UNSUCCESSFUL. TANZANIA AND BRAZIL INDICATED DISSATISFAC-TION WITH THE EVENSEN TEXT BUT EXPRESSED INTEREST IN THE MEXICAN AMENDMENT.

4. INDIA SAID THE ISSUE WAS NOT REALLY SCIENTIFIC BUT POLITICAL AND SECURITY QUESTION. THE COASTAL STATE IN THE INDIAN VIEW SHOULD HAVE THE OPTION TO REFUSE RESEARCH, THAT INDIA WOULD EXERCISE THIS OPTION WITH RESPECT TO TWO OR THREE COUNTRIES OUT OF THE 156 COUNTRIES PARTICIPATING IN THE CONFERENCE. IF THIS OPTION IS PROVIDED, INDIA SAID WE COULD BUILD ALL SORTS OF SAFE-GUARDS TO FACILITATE AND PROMOTE RESEARCH.

5. NIGERIA SAID IT COULD ACCEPT THE EVENSEN TEXT AS A WORKING PAPER BUT THAT IT NEEDED FURTHER UNDEFINED IMPROVEMENTS. THE USSR SAID THE ECONOMIC ZONE RELATES TO RESOURCES AND IT WOULD BE IMPOSSIBLE TO CONSIDER ADDING TO EVENSEN ARTICLE 14 A CATEGORY BASED ON POLITICAL OR SECURITY GROUNDS. THE SOVIET REP (KOVALEV) SAID HE WAS PREPARED TO GIVE THE COASTAL STATE THE RIGHT TO QUESTION MSR WHICH DOES NOT COMPLY WITH ARTICLE 4 OF THE EVENSEN TEXT. PARAGRAPH A OF THAT ARTICLE SAYS RESEARCH WILL BE CONDUCTED FOR PEACEFUL PURPOSES ONLY. JAPAN RESPONDING TO KENYAN INTERVENTION THAT SAID NO BINDING DISPUTE SETTLEMENT IN THE ECONOMIC ZONE STRESSED NEED FOR DISPUTE SETTLEMENT AND NOTED SERIES OF COASTAL STATE PROTECTIONS SET FORTH IN EVENSEN

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